



General Assembly

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Amendment

LCO No. 5633

SB0058205633SD0

Offered by:

SEN. HARP, 10th Dist.

REP. EBERLE, 15th Dist.

To: Subst. Senate Bill No. 582

File No. 335

Cal. No. 217

***"AN ACT CONCERNING LICENSES ISSUED BY THE
DEPARTMENT OF PUBLIC HEALTH."***

1 In line 6, strike "during each twelve-month period that"

2 Strike line 7 in its entirety

3 In line 8, strike "in" and insert "during each registration period of
4 this section, "registration period" means the one-year period for which
5 a license or certificate has been renewed in accordance with" in lieu
6 thereof

7 In line 25, strike "that immediately precedes the date of completion
8 of"

9 In line 26, strike "the course or other offering" and insert "for which
10 the continuing education credit hours apply" in lieu thereof

11 In line 32, strike "during the year immediately following the date on
12 which"

- 13 In line 33, strike "the licensee's license is renewed" and insert "who
14 is applying for license renewal"
- 15 In line 45, strike "On" and insert "Applicants for licensure who
16 graduate from an approved school or college of natureopathy on"
- 17 In line 45, strike "no"
- 18 In line 46, strike "person" and after "shall" insert "not"
- 19 In line 48, insert an opening bracket before "The"
- 20 In line 50, insert a closing bracket after "board."
- 21 In line 71, insert an opening bracket before "Any"
- 22 In line 74, insert a closing bracket after "natureopathy."
- 23 In line 100, strike "19a-17 or"
- 24 In line 103, strike "on or before October 1, 2003" and insert "within
25 twelve months of the effective date of this section" in lieu thereof
- 26 In line 111, strike "six" and insert "twenty" in lieu thereof
- 27 In line 114, strike "Department of"
- 28 In line 115, strike "Public Health, educational offerings sponsored by
29 a hospital or other"
- 30 Strike line 116 in its entirety
- 31 In line 117, strike "accredited academic institution." and insert
32 "Connecticut Certification Board. Other qualifying continuing
33 education activities include educational offerings sponsored by a
34 hospital or other licensed healthcare institution or courses offered by
35 regionally accredited academic institutions. An alcohol or drug
36 counselor licensed or certified pursuant to chapter 376b of the general
37 statutes, who instructs such educational activities shall be eligible, one
38 time, for the same continuing education credit available to those

39 licensed or certified counselors attending such activities. Such alcohol
40 or drug counselors who are faculty members of academic institutions
41 shall not be eligible for such continuing education credit." in lieu
42 thereof

43 In line 136, strike "on or before October 1, 2003" and insert "within
44 twelve months of the effective date of this section" in lieu thereof

45 Strike section 6 in its entirety and insert the following in lieu thereof:

46 "Sec. 6. Subsection (i) of section 20-8a of the general statutes is
47 repealed and the following is substituted in lieu thereof (*Effective*
48 *October 1, 2002*):

49 (i) Except in a case in which a license has been summarily
50 suspended, pursuant to subsection (c) of section 19a-17 or subsection
51 (c) of section 4-182, all three panel members shall be present to hear
52 any evidence and vote on a proposed final decision. The chairperson of
53 the Medical Examining Board may exempt a member from a meeting
54 of the panel if the chairperson finds that good cause exists for such an
55 exemption. Such an exemption may be granted orally but shall be
56 reduced to writing and included as part of the record of the panel
57 within two business days of the granting of the exemption or the
58 opening of the record and shall state the reason for the exemption.
59 Such exemption shall be granted to a member no more than once
60 during any contested case and shall not be granted for a meeting at
61 which the panel is acting on a proposed final decision on a statement
62 of charges. No more than one panel member shall be exempted during
63 any contested case and of the two remaining panel members, one shall
64 be a physician. The board may appoint a member to the panel to
65 replace any member who resigns or otherwise fails to continue to serve
66 on the panel. Such replacement member shall review the record prior
67 to the next hearing.

68 Sec. 7. (*Effective from passage*) The Department of Public Health, in
69 consultation with one or more institutions of higher education and one
70 or more hospitals, may, within available appropriations, develop a

71 grant related to children with special health care needs in order to
72 improve access to extended home care services that may include (1) a
73 state-wide nursing pool, (2) home care agency certification for a
74 continuum of professional pediatric home care skills, (3) hospital-
75 based in-service training, and (4) a data feedback system to the
76 department for children requiring extended home care services and
77 the ratio of filled to unfilled hours. The department, in conjunction
78 with one or more institutions of higher education and one or more
79 hospitals, may seek private or federal funds to pay for costs associated
80 with the development of such grant.

81 Sec. 8. (*Effective from passage*) Notwithstanding the provisions of
82 section 20-236 of the general statutes, during the period commencing
83 on the effective date of this section and ending thirty days after said
84 date, the Department of Public Health may issue a license as a barber,
85 under chapter 386 of the general statutes, to any applicant who
86 presents to the department satisfactory evidence that the applicant has
87 practiced barbering, as defined in section 20-234 of the general statutes,
88 for a minimum of twenty years immediately preceding the date of the
89 application.

90 Sec. 9. (NEW) (*Effective October 1, 2002*) (a) As used in this section,
91 "homeopathic physician" means a physician who prescribes the single
92 remedy in the minimum dose in potentized form, selected from the
93 law of similars.

94 (b) No person shall practice as a homeopathic physician until such
95 person has obtained a license to practice medicine and surgery from
96 the Department of Public Health pursuant to chapter 370 of the general
97 statutes. No license as a homeopathic physician shall be required of a
98 graduate of any school or institution giving instruction in the healing
99 arts who is completing a post-graduate medical training in
100 homeopathy pursuant to subsection (c) of this section.

101 (c) Applicants for licensure as a homeopathic physician shall, in
102 addition to meeting the requirements of section 20-10 of the general

103 statutes, have successfully completed not less than one hundred
104 twenty hours of post-graduate medical training in homeopathy offered
105 by an institution approved by the Connecticut Homeopathic Medical
106 Examining Board under section 20-8 of the general statutes or the
107 American Institute of Homeopathy, or one hundred twenty hours of
108 post-graduate medical training in homeopathy under the direct
109 supervision of a licensed homeopathic physician, which shall consist of
110 thirty hours of theory and ninety hours of clinical practice. Said
111 Connecticut Homeopathic Medical Examining Board shall approve
112 any training completed under the direct supervision of a licensed
113 homeopathic physician.

114 Sec. 10. Section 20-198 of the general statutes is repealed and the
115 following is substituted in lieu thereof (*Effective October 1, 2002*):

116 No person shall be granted such a license until the department finds
117 that he (1) [was] graduated with the degree of doctor of veterinary
118 medicine, or its equivalent, from a school of veterinary medicine,
119 surgery or dentistry which, at the time such person graduated, was
120 accredited by the American Veterinary Medical Association if such
121 school is located in the United States, its territories or Canada, or (2) if
122 graduated from a school located outside of the United States, its
123 territories or Canada, has demonstrated to the satisfaction of the
124 department that he has completed a degree program equivalent in
125 level, content and purpose to the degree of doctor of veterinary
126 medicine as granted by a school of veterinary medicine, surgery or
127 dentistry [which] that is accredited by the American Veterinary
128 Medical Association. No person [who was] that graduated from a
129 school of veterinary medicine, surgery or dentistry [which] that is
130 located outside the United States, its territories or Canada shall be
131 granted a license unless he has also received certification from the
132 Educational Commission for Foreign Veterinary Graduates. [of the
133 American Veterinary Medical Association.] The department may,
134 under such regulations as the Commissioner of Public Health may
135 adopt, with the advice and assistance of the board, deny eligibility for
136 licensure to a graduate of a school [which has] that was been found to

137 have provided fraudulent or inaccurate documentation regarding
138 either the school's educational program or the academic credentials of
139 graduates of the school's program or to have failed to meet educational
140 standards prescribed in such regulations.

141 Sec. 11. Section 20-200 of the general statutes is repealed and the
142 following is substituted in lieu thereof (*Effective October 1, 2002*):

143 [The Department of Public Health may without examination issue a
144 license to any veterinarian of good professional character who is
145 licensed and practicing in some other state or territory, having
146 requirements for admission determined by the department to be at
147 least equal to the requirements of this state, upon certificate from the
148 board of examiners or like board of the state or territory in which such
149 veterinarian was a practitioner certifying to his competency and that
150 he is a veterinarian of professional attainment and upon the payment
151 of a fee of four hundred fifty dollars to said department. The]
152 Notwithstanding the provisions of section 20-198, as amended by this
153 act, the Department of Public Health, may, upon payment of a fee of
154 four hundred fifty dollars, [issue a license without examination] grant
155 a license by endorsement to a currently practicing, competent
156 veterinarian in another state or territory who [(1) graduated with the
157 degree of doctor of veterinary medicine, or its equivalent, from a
158 school of veterinary medicine, surgery or dentistry which at the time
159 he graduated was accredited by the American Veterinary Medical
160 Association; (2)] holds a current valid license in good professional
161 standing issued after examination by another state or territory [which]
162 that maintains licensing standards [which, except for examination,]
163 that are commensurate with this state's standards. [, and (3) has
164 worked continuously as a licensed veterinarian in an academic or
165 clinical setting in another state or territory for a period of not less than
166 five years immediately preceding the application for licensure without
167 examination.] No license shall be issued under this section to any
168 applicant against whom professional disciplinary action is pending or
169 who is the subject of an unresolved complaint. The department shall
170 inform the board annually of the number of applications it receives for

171 licensure under this section.

172 Sec. 12. Section 20-74c of the general statutes is repealed and the
173 following is substituted in lieu thereof (*Effective October 1, 2002*):

174 [The commissioner may waive the examination for any person
175 certified as an occupational therapist registered (OTR) or as a certified
176 occupational therapy assistant (COTA) by the American Occupational
177 Therapy Association, if the commissioner considers the requirements
178 for certification to be equivalent to the requirements for licensure in
179 this chapter. The commissioner may waive the examination for any
180 applicant who shall present proof of current licensure as an
181 occupational therapist or an occupational therapy assistant in another
182 state, the District of Columbia, or any territory of the United States
183 which requires standards for licensure considered by the
184 commissioner to be equivalent to the requirements for licensure of this
185 chapter in respect to examination, education, and experience.]
186 Notwithstanding the provisions of section 20-74b, the Department of
187 Public Health may grant a license by endorsement to an occupational
188 therapist or an occupational therapy assistant who presents
189 satisfactory evidence to the commissioner that the applicant is licensed
190 or certified as an occupational therapist or occupational therapy
191 assistant or as a person entitled to perform similar services under a
192 different designation in another state or jurisdiction that has
193 requirements for performing in such capacity that are substantially
194 similar to or higher than those of this state. No license shall be issued
195 under this section to any applicant against whom professional
196 disciplinary action is pending or who is the subject of an unresolved
197 complaint.

198 Sec. 13. (NEW) (*Effective October 1, 2002*) Notwithstanding the
199 provisions of section 20-37 of the general statutes, the Department of
200 Public Health may grant a license by endorsement to a natureopathic
201 physician who presents satisfactory evidence to the commissioner that
202 the applicant is licensed or certified as a natureopathic physician, or as
203 a person entitled to perform similar services under a different

204 designation, in another state or jurisdiction whose requirements for
205 practicing in such capacity are substantially similar to or higher than
206 those of this state. The department may require such applicant to
207 provide satisfactory evidence that the applicant understands
208 Connecticut laws and regulations relating to the practice of
209 natureopathy. The fee for such license shall be four hundred fifty
210 dollars. No license shall be issued under this section to any applicant
211 against whom professional disciplinary action is pending or who is the
212 subject of an unresolved complaint.

213 Sec. 14. Subsection (a) of section 20-90 of the general statutes is
214 repealed and the following is substituted in lieu thereof (*Effective*
215 *October 1, 2002*):

216 (a) Said board may adopt a seal. The Commissioner of Public
217 Health, with advice and assistance from the board, and in consultation
218 with the State Board of Education, shall [promulgate] adopt
219 regulations, in accordance with chapter 54, permitting and setting
220 standards for courses for the training of practical nurses to be offered
221 in high schools and vocational schools for students who have not yet
222 acquired a high school diploma. Students who satisfactorily complete
223 courses approved by said Board of Examiners for Nursing, with the
224 consent of the Commissioner of Public Health, as meeting such
225 standards shall be given credit for each such course toward the
226 requirements for a practical nurse's license. All schools of nursing in
227 this state, except such schools accredited by the National League for
228 Nursing or other [successor] professional accrediting association
229 approved by the United States Department of Education and
230 recognized by the Commissioner of Public Health, and all schools for
231 training licensed practical nurses and all hospitals connected
232 [therewith, which] to such schools that prepare persons for
233 examination under the provisions of this chapter, shall be visited
234 periodically by a representative of the Department of Public Health
235 who shall be a registered nurse or a person experienced in the field of
236 nursing education. The board shall keep a list of all nursing programs
237 and all programs for training licensed practical nurses [which] that are

238 approved by it, with the consent of the Commissioner of Public Health,
239 as maintaining the standard for the education of nurses and the
240 training of licensed practical nurses as established by the
241 commissioner. The board shall consult, where possible, with nationally
242 recognized accrediting agencies when approving schools.

243 Sec. 15. Section 19a-14b of the general statutes is repealed and the
244 following is substituted in lieu thereof (*Effective October 1, 2002*):

245 (a) For the purposes of this section and sections 20-420 and 20-432,
246 the following terms shall have the following meanings unless the
247 context clearly denotes otherwise:

248 (1) "Radon diagnosis" means evaluating buildings found to have
249 levels of radon gas that are higher than the guidelines promulgated by
250 this state or the United States Environmental Protection Agency and
251 recommending appropriate remedies to eliminate radon.

252 (2) "Radon mitigation" means taking steps including, but not limited
253 to, installing ventilation systems, sealing entry routes for radon gas
254 and installing subslab depressurization systems to reduce radon levels
255 in buildings.

256 (3) ["Primary testing companies"] "Analytical measurement service
257 providers" means companies or individuals that have their own
258 analysis capability for radon measurement but may or may not offer
259 measurement services directly to the public.

260 (4) ["Secondary testing companies"] "Residential measurement
261 service providers" means [companies] individuals that offer services
262 that include, but are not limited to, detector placement and home
263 inspection and consultation but do not have their own analysis
264 capability [. Such firms must] and therefore utilize the services of [a
265 primary testing company or laboratory] an analytical measurement
266 service provider for [its] their detector analysis.

267 (5) "Residential mitigation service providers" means individuals that

268 offer services that include, but are not limited to, radon diagnosis or
269 radon mitigation.

270 (b) The Department of Public Health shall [publish a list from time
271 to time of: Companies that perform radon mitigation or diagnosis,
272 primary testing companies and secondary testing companies. A
273 company that performs radon mitigation shall appear on such list only
274 if evidence is presented, satisfactory to the Commissioner of Public
275 Health, that every employee that performs mitigation does so under
276 the direction of an onsite supervisor who is included in the current
277 proficiency report of the United States Environmental Protection
278 Agency National Radon Contractor Proficiency (RCP) Program. A
279 primary testing company and a secondary testing company shall
280 appear on such list only if evidence is presented, satisfactory to the
281 commissioner, that the company is included in the current proficiency
282 report of the United States Environmental Protection Agency National
283 Radon Measurement Proficiency (RMP) Program and persons or
284 companies performing radon diagnostic evaluation are included in the
285 current proficiency reports of both the National Radon Measurement
286 Proficiency (RMP) Program and the National Radon Contractor
287 Proficiency (RCP) Program] maintain a list of companies or individuals
288 that offer analytical measurement services, residential measurement
289 services and residential mitigation services. The list shall include the
290 names of companies and individuals that are included in current lists
291 of national radon proficiency programs that have been approved by
292 the commissioner.

293 (c) The Department of Public Health shall adopt regulations, in
294 accordance with chapter 54, establishing safe levels of radon in potable
295 water.

296 Sec. 16. (*Effective from passage*) Notwithstanding the provisions of
297 chapter 372 of the general statutes, during the period commencing on
298 the effective date of this section and ending thirty days after said
299 effective date, the Department of Public Health shall issue a license to
300 practice chiropractic to any applicant who presents to the department

301 satisfactory evidence that the applicant: (1) Has graduated from an
302 accredited school of chiropractic approved by the State Board of
303 Chiropractic Examiners with the consent of the Commissioner of
304 Public Health; (2) holds current licensure as a chiropractor in at least
305 one other state; (3) has practiced chiropractic for not less than twenty
306 years; and (4) has served as dean of an accredited school of
307 chiropractic at an institute of higher education in this state for not less
308 than five years consecutively, while serving as a professor of clinical
309 sciences during such tenure.

310 Sec. 17. (*Effective from passage*) Notwithstanding the provisions of
311 subsection (a) of section 20-195dd of the general statutes, during the
312 period commencing on the effective date of this section and ending
313 thirty days after said effective date, an applicant for licensure as a
314 professional counselor under chapter 383c of the general statutes, in
315 lieu of the requirements set forth in said subsection, may submit
316 evidence satisfactory to the Commissioner of Public Health of having:
317 (1) Earned a master's degree in counseling prior to 1986 from a
318 regionally accredited institution of higher education; and (2) practiced
319 professional counseling for a minimum of fifteen years immediately
320 preceding the date of application.

321 Sec. 18. (*Effective from passage*) Notwithstanding the provisions of
322 subsection (a) of section 20-195dd of the general statutes, during the
323 period commencing on the effective date of this section and ending
324 thirty days after said effective date, an applicant for licensure as a
325 professional counselor under chapter 383c of the general statutes, in
326 lieu of the requirements set forth in said subsection, may submit
327 evidence satisfactory to the Commissioner of Public Health of having:
328 (1) Earned a master's degree in education from a regionally accredited
329 institution of higher education; (2) completed at least seventy credit
330 hours leading to a degree in clinical psychology from a regionally
331 accredited institution of higher education; (3) practiced professional
332 counseling for a minimum of ten years within a fifteen-year period
333 immediately preceding the date of application; and (4) passed an
334 examination prescribed by the commissioner.

335 Sec. 19. Section 19a-269 of the general statutes is repealed and the
336 following is substituted in lieu thereof (*Effective October 1, 2002*):

337 (a) The Commissioner of Public Health shall: (1) Recommend
338 minimum criteria for dialysis facilities and transplantation centers; (2)
339 recommend medical criteria for eligibility of kidney disease patients
340 for any available state assistance; (3) recommend programs of
341 detection, prevention and public education concerning kidney disease;
342 (4) recommend research into problems associated with kidney disease;
343 (5) review all existing medical and social programs related to kidney
344 disease to assure that all patients shall receive, with a minimum of
345 duplication of financial and physical resources, the best possible health
346 care.

347 [(b) The Commissioner of Public Health shall, on or before
348 November 30, 1978, and annually thereafter, report to the Governor
349 and to the General Assembly the results of his studies and
350 recommendations for such executive and legislative action as he finds
351 beneficial to the public interest.]

352 [(c)] (b) In the performance of his duties, the Commissioner of
353 Public Health may order the preparation of books, reports and records
354 and may pay for the expert advisors and assistants for making his
355 studies and formulating his recommendations from funds made
356 available by the Department of Public Health from the appropriation
357 to said Department of Public Health.

358 Sec. 20. Section 25-40 of the general statutes is repealed and the
359 following is substituted in lieu thereof (*Effective October 1, 2002*):

360 Town, city and borough directors of health shall, when in their
361 judgment health may be menaced or impaired through a water supply,
362 send, subject to the approval of the Department of Public Health,
363 samples of such water to said department for examination and
364 analysis. Said department shall perform such examination and analysis
365 without charge unless such town, city or borough is to be reimbursed
366 for the expense of any such examination and analysis, and in such

367 event a fee shall be charged in accordance with a schedule of fees
368 [directly related to operating costs] to be established by the
369 Commissioner of Public Health and based upon nationally recognized
370 standards and performance measures for analytic work effort for such
371 examination and analysis. Any person, firm or corporation which
372 operates or maintains a laboratory in which any determination,
373 examination or analysis is made of any sample of water or sewage as a
374 basis for advice as to the sanitary quality of such water or sewage or as
375 to any possible danger to health involved, unless such laboratory has
376 been approved specifically for that purpose by the Department of
377 Public Health, after meeting the requirements established by said
378 department, shall be fined not more than one hundred dollars.

379 Sec. 21. (NEW) (*Effective October 1, 2002*) For purposes of this
380 section:

381 (1) "Opioid antagonist" means naloxone hydrochloride or any other
382 similarly acting and equally safe drug approved by the federal Food
383 and Drug Administration for the treatment of drug overdose;

384 (2) "Department" means the Department of Public Health; and

385 (3) "Commissioner" means the Commissioner of Public Health.

386 Sec. 22. (NEW) (*Effective October 1, 2002*) The Commissioner of
387 Public Health may publish an annual report on drug overdose trends
388 state-wide that reviews state death rates from available data to
389 ascertain changes in the causes or rates of fatal and nonfatal drug
390 overdose for the preceding period of not less than five years. The
391 report shall also provide information on interventions that would be
392 effective in reducing the rate of fatal or nonfatal drug overdose. The
393 report shall include: (1) Trends in drug overdose death rates; (2) trends
394 in emergency room utilization related to drug overdoses and the cost
395 impact of emergency room utilization; (3) trends in utilization of
396 prehospital and emergency services and the cost impact of emergency
397 services utilization; (4) suggested improvements in data collection; and
398 (5) a description of other interventions effective in reducing the rate of

399 fatal or nonfatal drug overdoses. The commissioner may submit such
400 report, in accordance with section 11-4a of the general statutes, on or
401 before July 1, 2003, to the Governor and the joint standing committee
402 of the General Assembly having cognizance of matters relating to
403 public health. The department, in conjunction with an institution of
404 higher education, may seek private or federal funds to pay for costs
405 associated with said report.

406 Sec. 23. Subdivision (3) of subsection (b) of section 19a-77 of the
407 general statutes is repealed and the following is substituted in lieu
408 thereof (*Effective October 1, 2002*):

409 (3) Recreation operations such as but not limited to creative art
410 studios for children that offer parent-child recreational programs and
411 classes in music, dance, drama and art that are no longer than two
412 hours in length during the school year and three hours in length
413 during any other time of the year, library programs, boys' and girls'
414 clubs, church-related activities, scouting, camping or community-
415 youth programs.

416 Sec. 24. Section 19a-122b of the general statutes is repealed and the
417 following is substituted in lieu thereof (*Effective October 1, 2002*):

418 Notwithstanding the provisions of chapters 368v and 368z, an
419 organization licensed as a hospice pursuant to the Public Health Code
420 or certified as a hospice pursuant to 42 USC Section 1395x, shall be
421 authorized, until October 1, [2001] 2006, to operate on a pilot basis a
422 residence for terminally ill persons, for the purpose of providing
423 hospice home care arrangements including, but not limited to, hospice
424 home care services and supplemental services. Such arrangements
425 shall be provided to those patients who would otherwise receive such
426 care from family members. The residence shall provide a homelike
427 atmosphere for such patients for a time period deemed appropriate for
428 home health care services under like circumstances. Any hospice
429 which operates a residence pursuant to the provisions of this section
430 shall cooperate with the Commissioner of Public Health to develop

431 standards for the licensure and operation of such homes.

432 Sec. 25. (*Effective October 1, 2002*) Notwithstanding the provisions of
433 subsection (a) of section 20-195dd of the general statutes, during the
434 period commencing on the effective date of this section and ending
435 thirty days after said effective date, an applicant for licensure as a
436 professional counselor under chapter 383c of the general statutes, in
437 lieu of the requirements set forth in said subsection, may submit
438 evidence satisfactory to the Commissioner of Public Health of having:
439 (1) Earned a master's degree in education with a major in
440 psychological counseling prior to 1975 from a regionally accredited
441 institution of higher education; (2) passed the examination offered by
442 the National Association of Certified Mental Health Counselors; (3)
443 current certification with the National Association for Certified Mental
444 Health Counselors; and (4) practiced professional counseling for a
445 minimum of ten years within the twenty-year period immediately
446 preceding the date of application.

447 Sec. 26. Section 20-74s of the general statutes is amended by adding
448 subsection (x) as follows (*Effective October 1, 2002*):

449 (NEW) (x) The provisions of this section shall apply to employees of
450 the Department of Correction, other than individuals completing
451 supervised work experience pursuant to subsection (e) of section 20-
452 74s, trainees or student interns covered under subsection (u) of section
453 20-74s, as follows: (1) Any person hired by the Department of
454 Correction on or after October 1, 2002, for a position as a substance
455 abuse counselor or supervisor of substance abuse counselors shall be a
456 licensed or certified alcohol and drug counselor; (2) any person
457 employed by the Department of Correction prior to October 1, 2002, as
458 a substance abuse counselor or supervisor of substance abuse
459 counselors shall become licensed or certified as an alcohol and drug
460 counselor by October 1, 2007; and (3) any person employed by the
461 Department of Correction on or after October 1, 2007, as a substance
462 abuse counselor or supervisor of substance abuse counselors shall be a
463 licensed or certified alcohol and drug counselor.

464 Sec. 27. Section 7-64 of the general statutes is repealed and the
465 following is substituted in lieu thereof (*Effective October 1, 2002*):

466 (a) The body of each person who dies in this state shall be buried,
467 removed or cremated within a reasonable time after death. The person
468 to whom the custody and control of the remains of any deceased
469 person are granted by law shall see that the certificate of death
470 required by law has been completed and filed in accordance with
471 section 7-62b, as amended, prior to final disposition of the body. An
472 authorization for final disposition issued under the law of another
473 state which accompanies a dead body or fetus brought into this state
474 shall be authority for final disposition of the body or fetus in this state.
475 The provisions of this section shall not in any way impair the authority
476 of directors of health in cases of death resulting from communicable
477 diseases, nor conflict with any statutes regulating the delivery of
478 bodies to any medical school, nor prevent the placing of any body
479 temporarily in the receiving vault of any cemetery. The placing of any
480 body in a family vault or tomb within any cemetery shall be deemed a
481 burial under the provisions of this section.

482 (b) The Commissioner of Public Health shall adopt regulations, in
483 accordance with the provisions of chapter 54, for the purpose of
484 establishing a procedure for following the transfer and movement of
485 the body of each person who dies in this state from the time of death
486 until such time as the body is buried, removed or cremated.

487 (c) Any person who violates any provision of this section or
488 regulation adopted pursuant to subsection (b) of this section shall be
489 fined not more than five hundred dollars or imprisoned not more than
490 five years.

491 Sec. 28. (*Effective October 1, 2002*) Management Personnel Policy
492 shall be amended to include the Director and the Assistant Director of
493 the Oil and Chemical Spill Response Division of the Waste
494 Management Bureau of the Department of Environmental Protection.

495 Sec. 29. (*Effective from passage*) The Brookfield Water Company, a

496 corporation incorporated under the laws of the state of Connecticut on
497 February 2, 1998, shall continue to exist as a corporation with all the
498 rights, powers and duties set forth in its certificate of incorporation
499 and any amendment thereto, and said corporation shall further have
500 and exercise all powers and privileges granted herein, together with
501 such other powers, privileges and duties as may be granted to water
502 companies by the general statutes for the purpose of supplying the
503 town of Brookfield and the inhabitants thereof with an abundant
504 supply of water for public, domestic and other use.

505 Sec. 30. (*Effective from passage*) The Brookfield Water Company shall,
506 in addition to the powers and privileges referred to in section 29 of this
507 act, be further empowered and authorized, as may be necessary or
508 convenient for conducting water to and distributing water within the
509 town of Brookfield: (1) To open public streets, ways and grounds for
510 purposes of installing, maintaining, repairing and replacing its mains,
511 pipes and conduits and other works useful for public water supply,
512 provided said corporation shall have such streets, ways and grounds
513 in all respects in as good condition as before the installation,
514 maintenance, repair or replacement of such mains, pipes, conduits and
515 other works; (2) to install, maintain, operate, repair and replace its
516 mains, pipes and conduits and other works through, over and under
517 public streets, ways and grounds in said town of Brookfield or the
518 immediate vicinity of the town of Brookfield; (3) to construct, repair
519 and maintain such reservoir or reservoirs or other source or sources of
520 water supply and structures and facilities appurtenant thereto; (4) to
521 construct, repair and maintain any canals or aqueducts and other
522 works as may be useful for public water supply; (5) to install fire
523 hydrants; and (6) to remove existing nuisances and prohibit the
524 erection of other nuisances upon such streams as may be used by the
525 corporation for water supply purposes, provided nothing in sections
526 29 to 33, inclusive, of this act shall authorize said corporation to take
527 the property or vested rights of any other person without just
528 compensation therefor.

529 Sec. 31. (*Effective from passage*) The Brookfield Water Company may

530 take, hold and use such lands, springs, streams or ponds or such rights
531 and interests therein as may be expedient or necessary for the
532 purposes of providing a public water supply to the town of Brookfield
533 and its inhabitants in accordance with sections 29 to 33, inclusive, of
534 this act, preserving the purity of such water and preventing any
535 contamination thereof, provided, in all such cases where the law shall
536 require that compensation be paid to any person whose rights,
537 interests or property have been or will be injuriously affected by such
538 taking, said corporation may apply to the Superior Court and such
539 court, after such notice as said court shall deem sufficient, shall
540 appoint a committee of three disinterested persons who shall, after
541 reasonable notice to the parties, determine and award the amount to be
542 paid by said corporation on account of such taking, which
543 determination and award shall be returned to the clerk of the Superior
544 Court, who shall, upon approval by the court, record the same. The
545 court's approval of an award shall constitute a final judgment.

546 Sec. 32. (*Effective from passage*) The town of Brookfield or any school
547 district or fire district within said town may contract with said
548 corporation for a supply of water for use or protection of any property
549 within its limits and for other purposes and may assess and collect a
550 tax for such amounts as may be required to meet liabilities under such
551 contract or contracts.

552 Sec. 33. (*Effective from passage*) Where The Brookfield Water
553 Company is not able to provide a source of water supply to a
554 customer, such customer shall be permitted to construct a well on
555 property owned by such customer to provide water for use on such
556 property, without any obligation for payment to The Brookfield Water
557 Company. Such well shall not be considered a source of water supply
558 for The Brookfield Water Company.

559 Sec. 34. (*Effective from passage*) Sections 29 to 33, inclusive, of this act
560 shall be valid and effective as an amendment to the Certificate of
561 Incorporation of The Brookfield Water Company if, not later than one
562 year after the effective date of this act, it is accepted at a meeting of the

563 stockholders of said corporation duly noticed for such purpose and
564 only upon the filing after such meeting of a certificate of amendment in
565 the office of the Secretary of the State."